

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BRADLEY BLACKWELL,

Plaintiff,

v.

DAVID TSUI, et al.,

Defendants.

No. 2:21-cv-02207 KJM AC P

ORDER

On November 1, 2023, the magistrate judge filed findings and recommendations, which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within fourteen days. ECF No. 29. Neither party has filed objections to the findings and recommendations.

The court presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) (“[D]eterminations of law by the magistrate judge are reviewed de novo by both the district court and [the appellate] court . . .”). Having reviewed the file, the court finds the findings and recommendations to be supported by the record and by the proper analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed November 1, 2023 (ECF No. 29), are adopted in full;
2. This action is dismissed without prejudice for failure to prosecute. *See* L.R. 183(b);
- and
3. The Clerk of the Court is directed to close this case.

DATED: December 21, 2023.


CHIEF UNITED STATES DISTRICT JUDGE